

## CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Keith R. Lange

Type or print name

Signature

January 27, 2003

Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1652

KRYSTEK ET AL.

Examiner: PAK, YONG D.

APPLICATION NO: 09/853,918

40 0004

FILED: MAY 10, 2001

FOR: MODIFIED INOSINE 5'-MONOPHOSPHATE DEHYDROGENASE

POLYPEPTIDES AND USES THEREOF

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **NOTICE OF APPEAL**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Office Action dated July 29, 2003 finally rejecting claims 1-6, 8, 9, 11-13, 32 and 53.

Please charge Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company in the amount of \$330 for payment of the appeal fee. An additional copy of this paper is here enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 19-3880 in the name of Bristol-Myers Squibb Company.

The appeal fee was paid in a previous appeal herein. The examiner re-opened prosecution prior to any decision by the Board of Patent Appeals and Interferences. No fee is now due.

Respectfully submitted,

01/30/2004 YPOLITE1 00000032 193880 09853916

01 FC:1401

330.00 DA

Bristol-Myers Squibb Company Patent Department P.O. Box 4000 Princeton, NJ 08543-4000 (609) 252-3883

Date: January 27, 2003

Keith R. Lange

Attorney for Applicants

Reg. No. 44,201